# GOVERNMENT



### GAZETTE

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#### GOVERNMENT OF SIKKIM HOME DEPARTMENT GANGTOK

NO. 109/HOME/2009

Dated 13th August 2009

#### NOTIFICATION

Order No. SKM/GOV/09/128 dated 13th August, 2009 issued by the Governor of Sikkim is published for general information:-

#### "NO. SKM/GOV/09/128

#### DATE: 13, 08, 2009

#### ORDER

Whereas a question was raised before me by Shri Hemlal Bhandari in a petition dated 27th January 2009 under Article 192 (1) of the Constitution of India, alleging that Shri Pawan Kumar Chamling, Member of the Sikkim Legislative Assembly, has made himself liable to be disqualified under the provisions of Article 191 (1) (d) of the Constitution of India,

And whereas I have obtained the opinion of the Election Commission of India in terms of Article 192 (2) of the Constitution of India.

And whereas, the Election Commission has opined that the reference on the question of alleged disqualification of Shri Pawan Kumar Chamling, raised in the petition dated 27th January 2009 from being a member of the Legislative Assembly of the State of Sikkim, has become infructous in view of the fact that the Legislative Assembly has already been dissolved on 19th May 2009,

And whereas, having considered the facts on record as contained in the opinion of the Election Commission and having been fully satisfied therewith:

Now, therefore, I, Balmiki Prasad Singh, Governor of Sikkim, in exercise of power conferred on me under Article 192 (1) of the Constitution of India, do hereby declare that the question of alleged disqualification of Shri Pawan Kumar Chamling from being a member of the Sikkim Legislative Assembly has become infructous in view of the fact that the Legislative Assembly has already been dissolved on 19th May 2009.

BALMIKI PRASAD SINGH GOVERNOR OF SIKKIM"

T.T. DORJI, IAS CHIEF SECRETARY F.NO. HOME/Conf./2009/114